

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

STATE OF NEW JERSEY,

Plaintiff,

v.

UNITED STATES DEPARTMENT OF
TRANSPORTATION, FEDERAL HIGHWAY
ADMINISTRATION, SHAILEN BHATT, in his
official capacity as Administrator of the Federal
Highway Administration, and RICHARD J.
MARQUIS, in his official capacity as Division
Administrator of the New York Division of the Federal
Highway Administration,

Defendants,

and

METROPOLITAN TRANSIT AUTHORITY and
TRIBOROUGH BRIDGE AND TUNNEL
AUTHORITY,

Defendant-Intervenors.

Civil Case No. 2:23-cv-03885

Judge Brian Martinotti

Oral argument requested

NOTICE OF MOTION FOR SUMMARY JUDGMENT

PLEASE TAKE NOTICE that Plaintiff State of New Jersey (“New Jersey”) will move before the Honorable Brian Martinotti, Judge of the U.S. District Court for the District of New Jersey, on such date as the Court orders, for summary judgment pursuant to Federal Rule of Civil Procedure 56 (the “Motion”).

In support of its Motion, New Jersey relies on the accompanying Memorandum of Law and the Declaration of Randy M. Mastro and supporting exhibits. New Jersey also submits the accompanying Proposed Order. New Jersey respectfully requests oral argument on its Motion.

Dated: November 10, 2023
New York, New York

Respectfully submitted,

/s/ Randy M. Mastro

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